

Congress of the United States
Washington, DC 20515

June 1, 2018

The Honorable Kevin J. McIntyre
Chairman
U.S. Federal Regulatory Commission
888 First Street, NE
Washington, DC 20426

Dear Chairman McIntyre:

We respectfully request the Commission support collaboration between grid operators and state governments—each having unique energy needs—and dismiss any proposal that would curtail the ability of states to develop their own policies and programs.

As you know, on April 9, 2018, PJM filed with FERC two competing proposals designed to address potential market distortions when out-of-market actions influence the clearing of the capacity markets. One of these two proposals would apply a Minimum Offer Price Rule (MOPR) to address the effects of state policies on wholesale capacity markets in PJM. This proposal, known as “MOPR-Ex,” will limit the ability of states to advance public policies that address their unique goals and generation needs, requiring affected generators to offer capacity into the market at a higher price. Consequently, PJM capacity market prices and consumers’ bills could increase. Consumers could also lose the benefits of the clean generation that the MOPR-Ex could force out of the market at a time when ratepayers in PJM are enjoying low prices and high reserve margins.

We believe that the expanded use of MOPRs will ultimately have the effect of making it more difficult for states to promote generating resources that provide positive economic and environmental attributes.

Rather than focus on mitigating the effects of state policies, FERC should encourage grid operators to work with states in a way that respects states’ roles. State energy policies have been implemented to address existing market failures. States have taken the lead in developing policies that will support safe, reliable and clean energy resources. We strongly urge you to allow states to continue to pursue these policies and reject proposals that would undermine states’ abilities to cultivate their own energy goals and programs.

Sincerely,




Leonard Lance
Member of Congress




Paul Tonko
Member of Congress



Frank LoBiondo
Member of Congress



Jerry McNerney
Member of Congress


Brian Fitzpatrick
Member of Congress


Lloyd Smucker
Member of Congress


Robert A. Brady
Member of Congress


Anthony G. Brown
Member of Congress


Mike Doyle
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Randy Hultgren
Member of Congress



Matt Cartwright
Member of Congress


Raja Krishnamoorthi
Member of Congress



Bobby L. Rush
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Daniel W. Lipinski
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Adam Kinzinger
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John Katko
Member of Congress



Donald Norcross
Member of Congress


Cheri Bustos
Member of Congress


Brendan F. Boyle
Member of Congress


C.A. Dutch Ruppersberger
Member of Congress


Bill Foster
Member of Congress


Tom MacArthur
Member of Congress

A handwritten signature in blue ink, appearing to read "Conor Lamb".

Conor Lamb
Member of Congress

A handwritten signature in blue ink, appearing to read "Dwight Evans".

Dwight Evans
Member of Congress



Mike Quigley
Member of Congress